



Department of Motor Vehicles

FREEDOM OF INFORMATION LAW OFFICE
6 EMPIRE STATE PLAZA • ROOM 222 • ALBANY, NY 12228

April 18, 2016

Alison Walsh
Prison Policy Initiative
69 Garfield Avenue
Floor 1
Easthampton, Mass 01027

Re: Freedom of Information Law Request #2016-1765

Dear Alison Walsh:

The Freedom of Information Law ("FOIL") office received your above-referenced request on 4/15/2016. You requested a copy of the number of driver's licenses that have been suspended for non-driving related drug offenses under NY CLS Veh & Tr for the past 3 fiscal or calendar years for which we have data available; number of these driver's licenses that have been reinstated following the expiration of the suspension period and receipt of the reinstatement fee; the number of people who have been arrested for driving without a license after having their license suspended for a drug conviction; and the current fee to reinstate a driver's license suspended for a non-driving related drug offense in NYS.

FOIL requests are normally granted or denied within twenty (20) business days from the date of this acknowledgement letter. Due to the reason(s) listed below, we will need a total of forty (40) business days to complete your request. The reason(s) for this delay is/are: the number of records you are requesting is substantial. Additional time is needed to locate, compile, and copy these records.

If we are able to comply with your request, you will be advised of the necessary fees due, if any, in order to obtain copies of the records you requested. Please reference your FOIL request number on any future correspondence, and address all correspondence to the address printed at the top of this page.

Sincerely,

Paula Rose
Office Assistant
DMV Freedom Of Information Law Office



Department of Motor Vehicles

FREEDOM OF INFORMATION LAW OFFICE
6 EMPIRE STATE PLAZA • ROOM 222 • ALBANY, NY 12228

June 14, 2016

Alison Walsh
Prison Policy Initiative
69 Garfield Ave., 1st FL
Easthampton MA 01027

Re: Freedom of Information Law (FOIL) request #2016-1765

Dear Ms. Walsh:

The Freedom of Information Law (FOIL) Office received your above-referenced request on April 15, 2016. You requested the number of driver's licenses that have been suspended for non-driving related drug offenses under NY CLS VTL for the past 3 fiscal or calendar years for which we have data available; number of these driver's licenses that have been reinstated following the expiration of the suspension period and receipt of the reinstatement fee; the number of people who have been arrested for driving without a license after having their license suspended for a drug conviction; and the current fee to reinstate a driver's license suspended for a non-driving related drug offense in NYS.

On April 18, 2016 we informed you that most FOIL requests are completed within forty (40) business days of our acknowledgement letter.

We will need an additional 40 business days as we are waiting for additional documents from our business offices.

Please reference your FOIL request number on any future correspondence, and address all correspondence to the address at the top of this letter.

Sincerely,

Cathy Deaton
FOIL & Subpoena Office
NYS Department of Motor Vehicles
6 Empire State Plaza
Albany NY 12228
(518) 473-0967



Department of Motor Vehicles

FREEDOM OF INFORMATION LAW OFFICE
6 EMPIRE STATE PLAZA • ROOM 222 • ALBANY, NY 12228

July 28, 2016

Alison Walsh
Prison Policy Initiative
69 Garfield Ave 1st FL
Easthampton MA 01027

Re: Freedom of Information Law (FOIL) request #2016-1765

Dear Ms. Walsh:

The FOIL Office received your above referenced request on April 15, 2016. On May 31, 2016, you sent an amended request for the number of driver's licenses that have been suspended for non-driving drug related offenses during 2014 and 2015. You also requested the current fee to reinstate the driver's license after such a suspension.

Our records show there were 21,714 suspensions for Possession and/or Sale of Drugs in 2014 and 17,697 in 2015.

Enclosed is a copy of our form P-71D '*Information for Motorists Who Have Received an Order of Suspension (Form MV-510D) for a Drug-Related Conviction*'. The form is available on our website (dmv.ny.gov) along with other information regarding suspensions/revocations of driver's licenses. The suspension reinstatement fee of \$50 (fifty) is explained in the last paragraph.

We hope the information being provided will be of assistance to you.

We believe we have fully complied with your request for DMV records. However, Public Officers Law §89 provides that any person denied access to a record may appeal such denial in writing within THIRTY (30) days of the date of denial. We have enclosed a FOIL Appeal Form which can be completed if you feel you have been unjustly denied access to records.

Sincerely,

Cathy Deaton
FOIL & Subpoena Office
NYS Department of Motor Vehicles
Albany NY 12228
(518) 473-0967



Your driver license/permit or privilege to drive in New York State (NYS) is suspended because you were convicted of a misdemeanor or felony under Articles 220 and 221 of the Penal Law.

If your driver license is issued by another state you do not have to turn it in, even though your privilege to drive in NYS is suspended. You must not resume driving in NYS until you complete your period of suspension. You may then contact a motor vehicle office to request restoration. You must not resume driving in NYS until your driving privilege has been restored.

If your license/permit or driving privilege is already suspended or revoked at the time you are sentenced, you must complete that suspension or revocation period before your 6-month suspension for the drug offense will begin. If you have served any time in custody related to this offense, you are entitled to receive credit for the time served. *Bring proof of time served to the motor vehicle office when you apply to have your full license/permit or driving privilege restored.*

DMV will notify you by mail if you are eligible for a restricted use license/permit or privilege to drive during the suspension period.

If you are eligible for a restricted use license or privilege to drive, bring your application to a motor vehicle office after you receive your notice of eligibility. *Please do not go to the motor vehicle office to apply before you receive the eligibility notice.*

You must turn in your NYS photo license/permit to a motor vehicle office before you will be issued a restricted use license, if you did not already turn in your license/permit to the court (or if you turned in a temporary license). If the court gave you Part I of form MV-510D, "Continuation of Driving Privileges", you must turn that form in to the motor vehicle office when you apply for a restricted use license. There is a \$75 administrative fee that you must pay to DMV when you apply for a restricted use license, and a \$12.50 photo document fee, in addition to any other applicable licensing fees.

In addition to serving the suspension period, you must pay a suspension termination fee before your full license/permit or privilege can be restored. This fee is \$50 if the effective date of the suspension is on or after July 6, 2009. This fee can be paid by cash, credit card, certified check, money order or personal check (clients who are restricted to paying with "certified funds" may not pay by personal check). A credit card payment cannot be made by mail; payment of the suspension termination fee by credit card (Master Card, Visa, American Express, or Discover) can be made only at a motor vehicle office or online at the DMV website: dmv.ny.gov/pay-suspension-termination-fee.

For assistance in this matter, go to the Motor Vehicles office that is most convenient for you.

Phone numbers for Motor Vehicles offices can be found in the blue pages of your phone book,

or online at: dmv.ny.gov/contact-us/contact-us

If calling from outside New York State: (518) 473-5595

Monday - Friday, 8:00 a.m. - 4:00 p.m.

TTY/TDD (Telecommunications Device for the Deaf)

Within New York State: 1-800-368-1186

From outside New York State: (518) 473-9002

Monday - Friday, 8:00 a.m. - 4:00 p.m.





**FREEDOM OF INFORMATION
APPEAL FORM**

FOR OFFICE USE ONLY
Appeal Case Number

Instructions:

- You must file your appeal **within 30 days** of the date of denial of access to records.
- You will be notified in writing of the results of your appeal.

What record(s) did you request that was denied? Describe here, or attach a copy of your original request and any DMV reply:

State your reasons for appealing on the back of this form or attach your statement.

Fill in the information below *(Type or print clearly)*

Last Name	First	M.I.	Date of Denial (Mo./Day/Year)	
			/	/
Corporate Name (if applicable)		Foil Request #		
Mailing Address (Include Street & No.)		City/Town	State	Zip Code

If you are represented by an attorney in this appeal, complete this section.

Attorney's Name	Telephone No. (Area Code)	
()		
Mailing Address (Include Street & No.)		
City/Town	State	Zip Code

Send your appeal to:

Department of Motor Vehicles
Appeals Processing Unit
P.O. Box 2935
Albany, New York 12220-0935

